

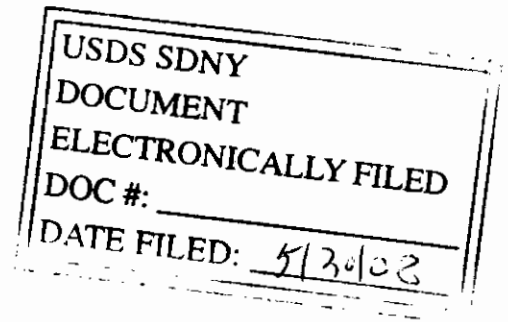
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MEMO ENDORSE

May 29, 2008

Via e-mail

The Honorable Richard J. Sullivan
District Judge
US District Court
Southern District of New York



Re: McGrath v. The Peoples Republic of China
Case No.: 08 CV 01073

Dear Honorable Sir:

Pursuant to your Order dated May 15, 2008 Plaintiff was ordered to submit a letter jointly with the defendants setting forth a brief statement of the action and defenses and the progress in the discovery of this matter.

The Complaint originally filed was only served upon one of the defendants, China Construction America, Inc. and the attorney for said party advised my office that both defendants were improperly named on the Complaint. Thereafter, we obtained several contracts to confirm the proper names of the defendant and we are currently in the process of amending the action. We have prepared an Amended Complaint but inasmuch as a foreign country is one of the named defendants, pursuant to the Federal Rules we are obtaining another translation into Mandarin Chinese.

I therefore respectfully request an extension of the Court ordered deadlines and an adjournment of the status conference presently scheduled for June 13, 2008. I shall work diligently to expedite the service of the Amended Summons and Complaint and comply with ECF filing.

Respectfully submitted,

Marvin Ben-Aron
MBA:mm

Plaintiff's time in which to
serve the complaint is extended 30
days. Plaintiff is also granted leave
to file an amended complaint. The
previously scheduled status conference
is adjourned to July 31, 2008 at 9:30 AM.
The parties shall submit a joint status
letter and proposed case management plan at
least 14 days prior
to the conference.

SO ORDERED
Date: Richard J. Sullivan
RICHARD J. SULLIVAN
U.S.D.J.